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DISTRICT OF NEVADA
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6 *Attorneys for Defendants*
7 *Sonya Carrillo, Frank Dreesen, Philip Gang,*
8 *William Gittere, Steve Green, Judith Hebert, Jerry Howell*
9 *Michael Minev, Ronald Oliver, William Reubart,*
Bonnie Swadling, Devlin Thompson,
Harold Wickham and Brian Williams

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

12 NATHANIEL WILLIAMS,
13 Plaintiff,
14 v.
15 WILLIAM GITTERE, et al.,
16 Defendant

CASE NO. 3:18-CV-00282-MMD-CBC

**MOTION FOR EXTENSION OF TIME TO
ANSWER THIRD-AMENDED COMPLAINT**

17 Defendants, Sonya Carrillo, Frank Dreesen, Philip Gang, William Gittere, Steve Green, Judith
18 Hebert, Jerry Howell, Michael Minev, Ronald Oliver, William Reubart, Bonnie Swadling, Devlin
19 Thompson, Harold Wickham and Brian Williams, by and through counsel, Aaron D. Ford, Attorney
20 General of the State of Nevada and Peter E. Dunkley, Deputy Attorney General, hereby submit this
21 Motion for Extension of Time to Respond to Plaintiff's Third Amended Complaint (ECF No. 17). This
22 Motion is based on Federal Rule of Civil Procedure 6(b)(1)(A), the following Memorandum of Points
23 and Authorities, and all papers and pleadings on file in this action.

MEMORANDUM OF POINTS AND AUTHORITIES

I. ARGUMENT

26 Defendants respectfully requests a twenty eight (28) day extension of time out from the current
27 deadline of December 23, 2019, to respond to Answer the Third Amended Complaint (TAC) (ECF No.
28 17).

Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and provides as follows:

When an act may or must be done within a specified time, the court may, for good cause, extend the time: (A) with or without motion or notice if the court acts, or if a request is made, before the original time or its extension expires; or (B) on motion made after the time has expired if the party failed to act because of excusable neglect.

Defendants' request is timely and its nature will not hinder or prejudice Plaintiff's case, but will allow for accurate responses to Plaintiff's voluminous TAC, weighing in at 44 pages, containing nine counts alleged against 33 separate defendants.

In this case, there is good cause for the extension due to current staffing levels at the Office of the Attorney General. Recently, several deputies attorney general have left the office resulting in reassignment of their respective case loads and the cases' respective deadlines. Counsel for Defendants respectfully requests 28 days to answer the TAC. The new deadline would be January 20, 2020.

Defendants' request is timely and, if granted, will not hinder or prejudice Plaintiff's case, but will allow for better response to Plaintiff's TAC. Additionally, some defendants last known addresses have been filed under seal (ECF No. 73) on whom Plaintiff will presumably attempt service, which if properly effected, will require that newly served defendants answer the TAC. Additionally, there is currently a status conference set for January 21, 2020, regarding the status of Plaintiff's medical condition and the appointment of Pro Bono counsel for possible injunctive relief.

For these reasons, Defendants respectfully request a twenty eight (28) day extension of time from the current deadline to respond to Plaintiff's TAC, with the new deadline of January 20, 2020.

DATED this 23rd day of December, 2019.

AARON D. FORD
Attorney General

By: /s/ Peter E. Dunkley
PETER E. DUNKLEY, Bar No. 11110
Deputy Attorney General

Attorneys for Defendants

IT IS SO ORDERED

U.S. MAGISTRATE JUDGE

DATED: 1/9/2020